

05-1805

#RCE-11W

PTO/SB/30 (5/2000)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b> Address to: Mail Stop RCE Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450	Express Mail No	EV452775210US
	Application Number	09/616,849
	Filing Date	July 14, 2000
	First Named Inventor	Burchard
	Group Art Unit	1634
	Examiner Name	Forman, B.J.
	Attorney Docket No.	9301-044

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
 (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply 05/19/2005 MWOLDGE1 00000047 503013 09616849
- ii. ☐ Affidavit(s)/Declaration(s) 01 FC:1801 790.00 DA
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months.  
 (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☒ Other A Petition for Extension of Time is enclosed.

## 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Jones Day Deposit Account No. 50-3013:
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e), estimated to be \$ 790.00
- ii. ☐ Extension of time fee required under 37 C.F.R. §§ 1.136 and 1.17, estimated to be \$ \_\_\_\_\_ for a \_\_\_\_\_ month extension, the request for which is being made herewith
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Adriane M. Antler	Registration No. (Attorney/Agent)	32,605
Signature	<i>Adriane M. Antler</i>	Date	May 16, 2005

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or by facsimile transmitted to fax no. 1-703- \_\_\_\_\_ to the U.S. Patent and Trademark Office on the date indicated below.

Name (Print/Type)		Registration No. (Attorney/Agent)	
Signature		Date	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents P.O. Box 1450, Alexandria, VA 22313-1450.

NYJD: 1576745.1



Express Mail No. EV452775210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Burchard

Confirmation No.: 6450

Serial No.: 09/616,849

Art Unit: 1634

Filed: July 14, 2000

Examiner: Forman, B. J.

For: METHOD FOR DETERMINING THE SPECIFICITY AND SENSITIVITY OF OLIGONUCLEOTIDES FOR HYBRIDIZATION Attorney Docket No: 9301-044

AMENDMENT UNDER 37 C.F.R. § 1.114

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the office action mailed on December 16, 2004 in connection with the above-identified patent application and in accordance with Rule 114 of the Rules of Practice, please enter the following amendments and consider the following remarks. Applicant submits concurrently herewith: (1) a Request for Continued Examination, accompanied by the appropriate fee; (2) an Amendment Fee Transmittal, accompanied by the appropriate fee; and (3) a Petition for Extension of Time, accompanied by the appropriate fee.

AMENDMENTS TO THE CLAIMS are reflected in the listing of the claims which begins on page 2 of this paper.

REMARKS begins on page 14 of this paper.



Express MailNo.: EV452775210US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Burchard Confirmation No.: 6450  
Serial No.: 09/616,849 Art Unit: 1634  
Filed: July 14, 2000 Examiner: Forman, B.J.  
For: METHOD FOR DETERMINING THE SPECIFICITY AND SENSITIVITY OF OLIGONUCLEOTIDES FOR HYBRIDIZATION Attorney Docket No: 9301-044

FEE TRANSMITTAL SHEET

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The fee required to be filed with the accompanying amendment of even date herewith concerning the above-identified application has been estimated to be \$0.00.

The claim amendment fee has been estimated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		<input type="checkbox"/> SMALL ENTITY		<input checked="" type="checkbox"/> OTHER THAN A SMALL ENTITY	
CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID		PRESENT EXTRA		RATE	ADDIT. FEE	OR	ADDIT. FEE
TOTAL	97	MINUS	99	0	x 25	\$		x 50	\$ 0.00
INDEP.	4	MINUS	8	0	x 100	\$		x 200	\$ 0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM						\$		\$	0.00
TOTAL						\$		OR TOTAL	\$ 0.00

Please charge the required fee to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Date: May 16, 2005

Respectfully submitted,

*Adriane M. Antler* 32,605  
Adriane M. Antler (Reg. No.)  
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Enclosure